

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CECIL M. DAMES,

Plaintiff,

-against-

SYDNEY PIGGOT, et al.,

Defendants. :
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USDC SDNY	
DOCUMENT	
ELECTRONICALLY FILED	
DOC #:	_____
DATE FILED:	8/17/2020

18-CV-8352 (VSB)

ORDER

VERNON S. BRODERICK, United States District Judge:

On August 26, 2019, I issued an Opinion and Order dismissing the case against all Defendants, except for Defendant Sydney Piggot, as Piggot had not been properly served. (Doc. 30). Because Defendant Piggot had not been properly served, I directed the U.S. Marshals Service (“USMS”) to attempt service on Defendant Piggot on behalf of the pro se plaintiff. (*Id.*) On September 16, 2019, the USMS attempted to effectuate service upon Defendant Piggot, but were unable to do so. (Doc. 32). On July 19, 2020, I used an Order directing Plaintiff to “file a letter within 21 days of the issuance of this order requesting additional and/or alternative service upon Defendant Piggot.” (Doc. 34.) I warned that if Plaintiff “fails to do so or otherwise demonstrate that he intends to prosecute this litigation, I may dismiss this case for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).” (*Id.*) Plaintiff has failed to file a letter, request an extension or otherwise indicate he intends to pursue this litigation.

Accordingly, it is hereby:

ORDERED that the Plaintiffs Complaint is dismissed for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

The Clerk's Office is directed to mail a copy of this order to the pro se plaintiff.

SO ORDERED.

Dated: August 17, 2020
New York, New York

A handwritten signature in black ink, reading "Vernon Broderick". The signature is written in a cursive, flowing style. The first name "Vernon" is written in a larger, more prominent script than the last name "Broderick". The signature is positioned above a horizontal line.

Vernon S. Broderick
United States District Judge